

## Message Text

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ACTION DLOS-06

INFO OCT-01 IO-13 AF-08 ARA-10 EA-09 EUR-12 NEA-10 OIC-02

FEA-01 ACDA-10 AGR-10 AID-05 CEA-01 CEQ-01 CG-00

CIAE-00 CIEP-02 COME-00 DODE-00 DOTE-00 EB-07 EPA-04

ERDA-07 FMC-02 TRSE-00 H-02 INR-07 INT-05 JUSE-00

L-03 NSAE-00 NSC-05 NSF-02 OES-06 OMB-01 PA-02 PM-04

PRS-01 SP-02 SS-15 USIA-15 SAL-01 ISO-00 /192 W

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FROM: LOS DEL

E.O. 11652: N/A

TAGS: PLOS

SUBJECT: UNCLASSIFIED SUMMARY -- LOS CONFERENCE, AUGUST 2-6, 1976

1. COMMITTEE I (CI) DEVOTED ENTIRE FIRST WEEK TO DEVELOPING NEW PROCEDURAL MACHANISMS FOR CONTINUING NEGOTIATIONS ON ISSUES WITHIN CI MANDATE. BY FRIDAY, AUGUST 6, INFORMAL CONSULTATIONS CONDUCTED BY CI CHAIRMAN, PAUL ENGO OF CAMEROONS, HAD LED TO AGREEMENT BY COMMITTEE TO ESTABLISH AN INFORMAL OPEN ENDED WORKING GROUP, WITH TWO CO-CHAIRMEN AND OPEN MANDATE TO NEGOTIATE ISSUES WITHIN WORK OF CI. CO-CHAIRMEN, ONE LDC AND ONE INDUSTRIALIZED COUNTRY, WILL BE NAMED AT FIRST SESSION OF WORKING GROUP TO BE CONVENED MORNING OF AUGUST 9. BASIC CONCEPT OF ORGANIZATION OF CI'S WORK IS THAT WORKING GROUP WILL DEBATE KEY ISSUES IN COMMITTEE'S MANDATE, FOLLOWED BY SUBMISSION OF FORMAL REPORTS TO

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COMMITTEE BY CO-CHAIRMEN, WORKING GROUP WILL SET ITS OWN

AGENDA.

2. COMMITTEE II COMPLETED ITS PROCEDURAL WORKING DURING THE FIRST TWO DAYS OF ITS MEETINGS BY IDENTIFYING ISSUES OR PRIORITY IMPORTANCE FOR THE LARGEST NUMBER OF DELEGATIONS, AND ASSIGNING THEM TO NEGOTIATING GROUPS CHAIRED BY ANDRES AQUILAR OF VENEZUELA FOR FURTHER WORK. THE ISSUES FOR IMMEDIATE DISCUSSION, WITH PREJUDICE TO OTHER ISSUES BEING DEBATED AT A FURTHER STAGE AS APPROPRIATE, INCLUDE: 1) THE HIGH SEAS STATUS OF THE ECONOMIC ZONE AND RIGHTS AND DUTIES OF STATES IN THE ZONE (INCLUDING RESOURCE RIGHTS OF LANDLOCKED AND GEOGRAPHICALLY DISADVANTAGED STATES); 2) ACCESS TO THE SEA AND TRANSIT RIGHTS OF LANDLOCKED COUNTRIES; AND 3) THE CONTINENTAL SHELF (INCLUDING THE DEFINITION AND THE QUESTION OF REVENUE SHARING). THE NEGOTIATING GROUPS MEET IN ROTATION TO PERMIT PARTICIPATION BY ALL INTERESTED DELS.

3. TO DATE, EACH GROUP HAS MET ONCE. DEBATES HAVE GENERALLY BEEN ON THE PHILOSOPHICAL LEVEL WITH MORE DETAILED WORK TO COME. THE MAJOR ISSUE BEFORE THE COMMITTEE REMAINS THE PROBLEM OF THE HIGH SEAS STATUS OF THE ECONOMIC ZONE WHERE THERE IS A DEEP SPLIT WITHIN THE GROUP. THE RESOLUTION OF THE LANDLOCKED AND GEOGRAPHICALLY DISADVANTAGED STATES PROBLEM ALSO REMAINS IMPORTANT IN WORKING OUT A CONSENSUS ON COMMITTEE TWO MATTERS.

4. THE THIRD COMMITTEE DECIDED ITS PROCEDURAL QUESTIONS RAPIDLY AND IMMEDIATELY COMMENCED SUBSTANTIVE DISCUSSIONS. CHAIRMAN YANKOV (BULGARIA) WILL PERSONALLY CONDUCT THE THIRD COMMITTEE NEGOTIATIONS AT THIS SESSION THROUGH COMMITTEE LEVEL DISCUSSIONS AND SMALLER GROUP NEGOTIATIONS AND AN AD REFEREENDUM BASIS. THE KEY ISSUES IDENTIFIED FOR NEGOTIATION WERE: 1) THE REGIME FOR THE CONDUCT OF MARINE SCIENTIFIC RESEARCH IN THE ECONOMIC ZONE; 2) COASTAL STATE TERRITORIAL SEA STANDARD SETTING POWER FOR VESSEL SOURCE POLLUTION; 3) TRANSFER OF TECHNOLOGY PARTICULARLY AS IT RELATES TO COMMITTEE I.

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5. SUBSTANTIVE DISCUSSION HAS BEGUN ON THE MARINE SCIENCE ISSUE AND THE COMMITTEE HAS POLARIZED BETWEEN THE COASTAL STATES (PRINCIPALLY PORTUGAL, SPAIN, BRAZIL, KENYA, TUNISIA, AND TANZANIA) AND THE RESEARCHING STATES (PARTICULARLY THE U.S. AND THE FRG).

6. COMMITTEE LEVEL DABATE ON SCIENTIFIC RESEARCH WILL

CONCLUDED AUGUST 9 MORNING TO BE FOLLOWED AUGUST 9  
AFTERNOON BY THE OPENING OF DEBATE ON COASTAL STATE  
STANDARDS IN THE TERRITORIAL SEA.

7. COMPULSORY DISPUTE SETTLEMENT. PART IV OF THE RSNT  
RELATING TO COMPLUSORY DISPUTE SETTLEMENT WAS TAKEN UP  
IN FORMAL PLENARY UNDER THE CHAIRMANSHIP OF THE  
PRESIDENT OF THE CONFERENCE. THE PRESIDENT OPENED  
AN ARTICLE BY ARTICLE REVIEW OF THE RSNT WITH THE STATEMENT  
THAT THERE SEEMS TO BE GENERAL AGREEMENT THAT THERE  
SHOULD BE OBLIGATORY PROCEDURES LEADING TO THE SETTLEMENT  
OF DISPUTES RELATING TO THE INTERPRETATION OR  
APPLICATION OF THE CONVENTION AND ENTAILING A FINAL  
AND BINDING DECISION. INFORMAL PLENARY UNDERTOOK ARTICLE  
BY ARTICLE REVIEW WITHOUT PROCEDURAL DEBATE AND PROCEEDED  
THROUGH ARTICLE 8 BY THE END OF THE WEEK. MAJOR SUBJECTS  
OF ATTENTION WERE THE RELATIONSHIP BETWEEN THE OBLIGATION  
TO SETTLE DISPUTES BY PROCEDURES DESCRIBED IN SECTION II  
OF PART IV AND THE EXCLUSIONS TO THIS PRINCIPLE  
IN ARTICLE 18, AND THE QUESTION OF INTERRELATIONSHIP  
BETWEEN VARIOUS PROCEDURES.  
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